

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Revision of the Commission's Rules)	
To Ensure Compatibility with Enhanced)	CC Docket No. 94-102
911 Emergency Calling Systems)	
)	
Cingular Wireless L.L.C.)	
Petition For Limited Waiver)	
of Section 21.18(e)-(h))	
of the Commissions Rules)	DA 01-1628
)	

COMMENTS

Northwest Missouri Cellular Limited Partnership ("NWMC") by its attorneys and pursuant to the Public Notice in the above-captioned proceeding, hereby supports the Petition for Waiver¹ filed by Cingular Wireless L.L.C. ("Cingular"). Cingular has demonstrated "good cause." Specifically, Cingular has shown special circumstances warrant a waiver and that a waiver of the Section 20.18 will serve the public interest. Accordingly, NWMC supports the grant of Cingular's waiver of Section 20.18 of the rules with respect to Phase II compliance to permit it to deploy TruePosition's network-based solution in markets that utilize TDMA and/or AMPS interfaces.

NWMC is the B Block cellular licensee in Missouri RSA 1. While NWMC has deployed its own base stations, it utilizes Cingular's network switching equipment. NWMC is listed as a

¹/Petition for Limited Waiver of Section 20.18(f) in the above-captioned proceeding, filed August 30, 2001 ("Cingular Petition"). Cingular also has pending before the Commission a separate waiver request which would allow it to deploy an E-OTD solution over its GSM networks. See "WTB Seeks Comment on Wireless E911 Phase II Waiver Request Filed By Cingular Wireless, LLC," *Public Notice*, DA 01-1628 (July 11, 2001).

party in Attachment A of the Cingular Petition. Cingular performs switching services for NWMC from its Missouri Mobile Telephone Switching Office (“MTSO”) located at 440 East 63rd St., Kansas City, MO. Through the MTSO, Cingular provides NWMC customary MTSO functions such as processing incoming and outgoing calls, no answer supervision, hand-off, and Automatic Message Accounting recording. Included in the services provided through this switching contract would be Phase II E911 capabilities. Therefore, NWMC’s Phase II solution hinges directly on the solution chosen by Cingular. As such, NWMC wishes to emphasize that any waiver granted to Cingular will need to apply to NWMC and NWMC is so listed in Attachment A to the Cingular petition.

However, it is important to note that Cingular states in its petition that “[a]lthough this solution may not meet the FCC’s accuracy requirements in a particular rural market, TruePosition has indicated that it will satisfy the accuracy requirements when Cingular’s network is looked at on a composite basis.”² However, unlike Cingular, NWMC’s licensed service area is comprised exclusively of rural areas. Accordingly, as of this point in time, it does not appear as though the TruePosition alternative selected by Cingular would meet the FCC’s accuracy requirements even if deployed in the NWMC market. While additional testing is needed, upon receipt of a PSAP request for Phase II E911 service in Missouri RSA 1 (none have been received to date) NWMC may need to seek an additional waiver of the E911 Phase II requirements to insulate it from enforcement actions to the extent that accuracy requirements cannot be met, in NWMC’s rural, omni-directional environment, by the Cingular-chosen solution.

²Cingular Petition at 14-15.

This is consistent with NWMC's November 2000 Phase II E911 Report to the Commission in which NWMC reported to the Commission "the [Cingular] solution may prove to be too expensive to deploy in the rural, omni-directional environment. Accordingly NWMC may be required to alter its plans and/or seek necessary waivers once the [Cingular] decision is finalized."

Respectfully submitted,

NORTHWEST MISSOURI CELLULAR

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CERTIFICATE OF SERVICE

I, CAROL MINDZAK, a secretary with the law firm of Kurtis & Associates, P.C., do hereby certify that I have this 19th day of September 2001, had copies of the foregoing “COMMENTS” sent via hand delivery to the following:

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